

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
Richmond Division**

RONEIL RIALS,

Plaintiff,

V.

G. SMITH, *et al.*,

**Defendants.**

Civil Action No. 3:20CV688–HEH

**MEMORANDUM OPINION**  
**(Dismissing Action Without Prejudice)**

On September 15, 2020, the Court conditionally docketed Plaintiff's action. Plaintiff requested leave to proceed *in forma pauperis*. By Memorandum Order entered on October 27, 2020, the Court directed Plaintiff to pay an initial partial filing fee of \$5.46 or state under penalty of perjury that he did not have sufficient assets to pay such a fee within eleven (11) days of the date of entry thereof. *See* 28 U.S.C. § 1915(b)(1). Plaintiff has neither paid the initial partial filing fee nor averred that he cannot pay such a fee. Therefore, Plaintiff is not entitled to proceed *in forma pauperis*. Plaintiff's disregard of the Court's directives warrants dismissal of the action. Accordingly, the action will be dismissed without prejudice.

**An appropriate Order shall accompany this Memorandum Opinion.**

WSD

/s/

HENRY E. HUDSON  
SENIOR UNITED STATES DISTRICT JUDGE

Date: Nov. 30, 2020  
Richmond, Virginia